IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CWP NO. 15086 of 2006

DATE OF DECISION: 21.9.2006

Devinder Aggarwal ....Petitioner.

Versus

The State of Punjab and others ....Respondents.

CORAM: HON'BLE MR.JUSTICE J.S. KHEHAR
HON'BLE MR. JUSTICE S.D. ANAND

PRESENT: Mr. C.L. Goyal, Advocate for the petitioner.

J.S. Khehar, J. (oral)

Through the instant writ petition, the petitioner claims the release of various monetary benefits, details whereof were also expressed in a legal notice dated 22.7.2006 (Annexure P5) addressed by the petitioner to the respondents. It is the vehement contention of the learned counsel for the petitioner that the petitioner had approached this Court to seek the redressal of his grievances, on account of the fact that no decision had been taken by the respondents on the legal notice dated 22.7.2006 (Annexure P5). Learned counsel for the petitioner states that the petitioner will be satisfied if the instant writ petition is disposed of with a direction to the respondents to take a final decision on the claim raised by him.

Notice of motion.

On our asking, Mr. Ashok Aggarwal, Additional Advocate General, Punjab, accepts notice on behalf of respondents No.1 to 4. Learned counsel for the respondents states that he has no objection to the

disposal of the instant writ petition in terms of the prayer made by the learned counsel for the petitioner.

In view of the above, without going into the merits of the claim raised by the petitioner, we consider it just and appropriate to dispose of the instant writ petition by directing respondent No.2 i.e. the Director, Public Instruction (Secondary Schools), Punjab, to take a final decision on the legal notice dated 22.7.2006 (Annexure P5), read with the averments made in the instant writ petition, by passing a well reasoned speaking order within three months from the date of receipt of a certified copy of this order along with a copy of this writ petition. In case the petitioner is found entitled to any monetary benefits, the same shall be calculated and released to the petitioner within a further period of one month. It is, however, clarified that the petitioner shall be entitled to arrears only for a period limited to three years and two months preceding the filing of the instant writ petition. It is clarified that the instant writ petition was filed on 19.9.2006.

Disposed of accordingly.

Order dasti, on payment of usual charges.

(J.S. Khehar)
Judge

(S.D. Anand)
Judge

September 21, 2006.
vig